

CALIFORNIA CONSUMER POWER AND CONSERVATION FUNDING AUTHORITY

CODE OF ETHICS

The California Consumer Power and Conservation Funding Authority adopts the following Code of Ethics. Unless otherwise indicated these provisions apply to all Members of the Board of Directors, as well as all officers and employees of the Authority, designated employees on loan to the Authority from other State agencies, all consultants retained by the Authority and designated contractors (hereafter “staff”). For those contracts designated as subject to the Authority’s Code of Ethics, any violation of this Code of Ethics may, in the Authority’s discretion, be grounds for termination of the contract.

1. Conflict of Interest

No appointed Member or staff shall own any stock in, or receive any gift from, any ~~party~~ energy company on the monthly list provided by staff of those who have contracts with the Authority or who have submitted bids, offers or proposals for contracts for projects within the preceding twelve months. The term “gift” shall have the meaning used by the Political Reform Act.

2. Recusal

Should a Member or staff be required to recuse themselves from participating in an Authority decision, the recusal shall be in writing and addressed to the Chief Executive Officer, who shall maintain a central repository of all recusals. The Member or staff and the Chief Executive Officer shall each have the responsibility to take all actions necessary to ensure that the Member or staff does not participate in any decision in which he or she is recused.

3. Ex Parte Communications

(a) During the process leading to the award of any contract, no Member or staff shall knowingly communicate concerning any matter relating to the contract or selection process with any party financially interested in the contract, or an officer or employee of that party, unless the communication is (1) part of the process expressly described in the request for proposal or other solicitation invitation, (2) part of a noticed Board meeting or (3) as provided in subdivision (c). Any applicant or bidder who knowingly participates in a an oral or written

communication that is prohibited by this subdivision may be disqualified from the contract award.

(b) The process leading to an award of a contract means the period between release of a request for proposals or bids through award of the contract.

(c) The procedures and prohibitions prescribed by this section shall not apply to communications that are incidental, exclusively social or do not involve the Authority or its business.

(d) Staff shall provide Members with a monthly list of all parties who have bids pending or are involved in contract solicitations, negotiations or reviews such that communication with these parties may be subject to these restrictions.

4. Insider Trading

(a) Members and staff who come into possession of material non-public information concerning a publicly traded company must safeguard the information and not intentionally or inadvertently communicate it to any person unless that person has a need to know the information in order to carry out their Authority responsibilities.

(b) In order to avoid even the appearance of impropriety, Members and staff should not provide advice or recommendations regarding the purchase or sale of securities in companies which have a contract with the Authority or that have submitted a bid, proposal or offer within the proceeding twelve months. Staff shall provide Members with a monthly list of all such publicly traded companies.

5. Political Contributions

The provisions of the Political Reform Act governing the acceptance, solicitation or direction of political contributions apply to appointed Members and officers. (Gov. Code § 84308) Staff shall provide Members with a monthly list of all parties that may be subject to this restriction.

6. Outside Employment

Officers and employees shall not engage in outside employment the nature of which is closely allied with the services they provide to the Authority without the prior written permission of the Chief Executive Officer.

7. Ethics Training

All officers and employees shall comply with the ethics training requirements of Government Code section 11146 et seq.